

ARTICLE III. OPEN BURNING***Sec. 8-46. Issuance; conditions; open burning.**

No person shall cause or permit, except as herein stipulated, any open burning of garbage or other combustible refuse or waste material, including by way of descriptions, but not by way of limitation, paper, leaves, tree trimmings and grass. This provision shall not be construed to prohibit fires of charcoal or non-ash producing fuels when used on private property or in public recreation areas, relative to consumption of food, nor to prohibit open burning by employees of the city while in the course of their employment by the city.

(Ord. No. 98-6, 6-16-98)

Sec. 8-47. Exemptions.

Nothing in this article shall be held to prohibit private individuals from setting a campfire for the purpose of the preparation of food, provided such campfire is set in an adequate container or in a fire bowl of earth or other noncombustible materials no larger than thirty (30) inches in diameter or twenty-four (24) inches in depth and is set far enough away from weeds, grass or other combustible materials so as to present no hazard. Persons wishing to have a campfire for the purpose of the preparation of food are not required to obtain a written permit from the fire department. It shall be a violation of this article if such a campfire escapes or spreads and sets fire to grass, weeds, brush or any other property of any kind.

(Ord. No. 98-6, 6-16-98)

Sec. 8-48. Restrictions.

All fires set in accordance with this article shall be attended at all times by a reasonable number of people in relation to the extent of the area to be burned. No burning shall be carried out if wind conditions are such as to endanger life or property or on paved streets.

(Ord. No. 98-6, 6-16-98)

Sec. 8-49. Penalties.

Any person, firm, corporation or other entity or anyone acting on their behalf who shall violate any of the provisions of this article shall be subject to a fine of not more than five hundred dollars (\$500.00) and costs of prosecution or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment in the discretion of the court.

(Ord. No. 98-6, 6-16-98)

Editor's note—Ordinance no. 98-6, adopted June 16, 1998, amended Ch. 8, Art. III in its entirety. Former Art. III pertained to similar subject matter and derived from ordinance no. 163, §§ 1—6, adopted Oct. 6, 1987 and ordinance no. 93-04, adopted Oct. 5, 1993.

***Cross reference**—Depositing and burning of garbage and refuse restricted, § 10-25.